IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.2841 OF 2005
IN
CRI.APPEAL NO. 456 OF 2005
IN
SESSIONS CASE NO.218 OF 2001

Shri.Jayesh @ Chikoo Mansukhlal Mehta ..Applicant

Vs.

State of Maharashtra ..Respondents

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Ms.Kirti Kabir Advocate for Applicant
Mr.S.R.Shinde A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : AUGUST 24,2005

P.C.

1. Heard both sides

2. The applicant is seeking bail. The applicant has been convicted under Section 392 of IPC and sentenced to five years R.I. It is an admitted fact that the applicant had not taken part in the actual robbery which took place on 24.10.2000 in the jewellery shop of the complainant i.e. P.W.1 Shri.Upendra Shah. None of the witnesses have

identified the applicant as having taken part in the said robbery. The only material against the applicant is the recovery of some ornaments. From the evidence on record, it appears that at the most a case can be made out against the applicant for receiving the stolen property. The applicant is in custody for about one and half years. In this view of the matter, I am inclined to grant bail to the applicant.

3. The applicant-Shri.Jayesh Chikoo Mansukhlal Mehta to be released on bail in the sum of Rs.20,000/- with one or two sureties to make up that amount. The applicant shall report to Ghatkopar DCB CID Unit, Mumbai on every Sunday during the pendency of the appeal.

4. Application is disposed of.

[V.K.TAHILRAMANI,J.]